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STAMP & RETURN

July 19, 2010

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

FILED/ACCEPTED

JUL 19 2010

Federal Communications Commission
Office of the Secretary

RE: Tricom USA, Inc. Request for Special Temporary Authority to Operate Pending Approval of **Domestic** and International Section 214 Applications and Submarine Cable Landing License Application for Transfer of Control (**International and Submarine Cable Landing License STA being filed separately, electronically, with appropriate fees**)

Dear Ms. Dortch:

Authorized carrier Tricom USA, Inc. ("Tricom USA") and its shareholders (collectively "Transferor") and AMZAK Capital Management, LLC ("AMZAK") and its shareholders (collectively "Transferee") (Transferor and Transferee together the "Parties"), hereby request Special Temporary Authority ("STA") for Tricom USA to continue to provide telecommunications services pending Commission approval of the Parties' domestic and international applications for Commission consent to the transfer of control of Tricom USA's Section 214 authorizations to Transferee ("Section 214 Transfer of Control Applications") as well as the Parties' application for authority to transfer control of Tricom USA's Submarine Cable Landing Licenses ("SCL Transfer of Control Application") (Section 214 Transfer of Control Applications and SCL Transfer of Control Application collectively "Transfer of Control Applications"), filed simultaneously herewith.¹

On April 7, 2010, the Parties consummated transactions involving the assignment of Tricom USA's international and domestic Section 214 authorizations ("Section 214 Assignment Applications")² and its SCL licenses ("SCL Assignment Application")³ pursuant to a plan of

¹ To the extent necessary, the Parties also ask that this STA cover the Parties' notification of the *pro forma* assignment of international Section 214 authorizations and SCL licenses from Transferee to Broadband Investments Limited ("Broadband"), a wholly-owned subsidiary of AMZAK ("Pro Forma Notifications").

² See Applications for the Assignment of Domestic and International Section 214 Authorizations from Tricom USA, Inc. Debtor-in-Possession to Tricom USA, Inc. in WC Docket No.10-16, IB Dockets: ITC-ASG-20091223-00543 and SCL-ASG-20091223-00040. The Domestic Section 214 Assignment Application was granted on February 21, 2010. See *Notice of Domestic Section 214 Authorization Granted*, Public Notice, DA 10-294, 25 FCC Rcd 1800 (2010). The International Section 214 Assignment Application was granted on January 29, 2010. See *International Authorizations Granted*, Public Notice, DA 10-232, 25 FCC Rcd 1279 (2010).

reorganization ("Plan of Reorganization")⁴ under the United States bankruptcy laws and in accordance with the Commission's consent.

The exact indirect ownership of the reorganized Tricom USA could not be determined prior to the reissuance of stock pursuant to the Plan of Reorganization. Accordingly, in the Section 214 Assignment Applications and the SCL Assignment Application, the Parties provided estimates of the equity ownership percentages that would be held by each ten (10) percent or greater interest holder in Hispaniola Telecom Holdings, Ltd. ("Holding Company"), the holding company holding at least 97 percent of the ownership interests of reorganized Tricom, S.A. ("Tricom, S.A."), the direct parent company of Tricom USA. As reported in the Section 214 Assignment Applications and the SCL Assignment Application, the Parties reasonably believed that, post-consummation, AMZAK Capital Management, LLC ("AMZAK") would hold a direct ownership interest in Holding Company in excess of 18.5 percent but less than 50 percent, and that two other investors, Ellis Portafolio, S.A. ("Ellis") and MAP Private Trust Company ("MAP"), would hold 10.7 percent and 13.4 percent ownership interests in Holding Company, respectively.

Tricom USA's International Section 214 authorizations are as follows: ITC-214-19930101-00257 (Old File No. ITC-93-246); ITC-214-19960925-00468 (Old File No. ITC-96-532); ITC-214-19970421-00220 (Old File No. ITC-97-221); ITC-214-19980430-00286 (Old File No. ITC-98-342, ITC-98-342A); ITC-214-19990325-00153; ITC-MOD-19970618-00335 (Old File No. ITC-96-532-M).

³ See File No. SCL-ASG-20091223-00040. The SCL Assignment Application was granted by the Commission on February 17, 2010. See *Actions Taken Under Cable Landing License Act*, Public Notice, DA 10-276, 25 FCC Rcd 1461 (2010).

In 1998 and 1999 the Commission authorized Tricom USA's predecessor-in-interest along with several other companies, to construct and operate the Americas II Cable System (File Nos. SCL-98-003, SCL-98-003A), the Maya-I Cable System (File No. SCL-LIC-19990325-00006) and the Pan American Cable System (File No. SCL-97-001). See *AT&T Corp. et. al, Joint Applications for a License to Land and Operate a Digital Submarine Cable System Among Florida, Puerto Rico, the U.S. Virgin Islands, Martinique, Curacao, Trinidad, Venezuela, French Guiana and Brazil, the Americas-II Cable System*, Cable Landing License, 13 FCC Rcd 22540 (1998); *AT&T Corp. et. al, Joint Applications for a License to Land and Operate a Digital Submarine Cable System Between the United States, the Cayman Islands, Columbia, Costa Rica, Honduras, Mexico and Panama, the Maya-I Cable Network*, Cable Landing License, 14 FCC Rcd 19456 (1999); *Americatel Corp. et. al, Joint Application for a License to Land and Operate a Digital Submarine Cable System Between the U.S. Virgin Islands, Chile, Peru, Ecuador, Panama, Columbia, Venezuela, and Aruba, the Pan American Cable System*, Cable Landing License, 13 FCC Rcd 850 (1998). At the time the Commission granted the license for the Pan American Cable System, Old Tricom USA was known as Domtel Communications, Inc.

⁴ Prior to the consummation of the Plan of Reorganization, all authorizations held by Tricom USA (referred to in the Section 214 Assignment Applications and SCL Assignment Application as "New Tricom USA") were previously held by Tricom USA, Inc. Debtor-in-Possession. Tricom USA, Inc., Debtor-in-Possession previously notified the Commission of the *pro forma* assignment of the Section 214 authorizations and SCL licenses identified herein from Tricom USA, Inc. (referred to in the Section 214 Assignment Applications and SCL Assignment Application as "Old Tricom USA") to Tricom USA, Inc. Debtor-in-Possession. See Letter from Cheryl A. Tritt, counsel to Tricom USA, Inc. Debtor-in-Possession, to Marlene Dortch, Secretary, Federal Communications Commission (filed March 27, 2008); Notification of the *Pro Forma* Assignment of International Section 214 Authorizations from Tricom USA, Inc. to Tricom USA, Inc. as Debtor-in-Possession, File No. ITC-ASG-20080327-00158; Tricom USA, Inc., Application for the *Pro Forma* Assignment of Interests in Submarine Cable Landing Licenses, File No. SCL-ASG-20080328-00009.

During the time period following the Section 214 Assignment Application and prior to the date of consummation, April 7, 2010, AMZAK acquired further unsecured claims for borrowed money against Tricom, S.A. and its subsidiaries. As a result, as of the date of consummation, AMZAK, held a 57.2 percent ownership interest in Holding Company. Ellis and MAP respectively held 12.5 percent and 19.0 percent ownership interests in Holding Company.⁵

Further, the following transactions occurred. On or about April 7, 2010, AMZAK transferred its interest in Holding Company to its wholly-owned subsidiary, Broadband. On April 15, 2010, Ellis and MAP transferred their ownership interests in Holding Company to Broadband. On or about June 7, 2010, Broadband transferred a portion of its ownership interest in Holding Company to PTY Capital Partners Ltd. ("PTY Capital Partners"), a British Virgin Islands company. As a result of these transactions, Broadband now holds a 55.9 percent ownership interest in Holding Company and PTY Capital Partners now holds a 20.5 percent ownership interest in Holding Company.⁶

Based on the transfer of majority control to AMZAK, and the *pro forma* transfer to Broadband, the Parties have filed Transfer of Control Applications, the *Pro Forma* Notifications and the instant STA in order to comply fully with the Commission's Rules.

Grant of the instant STA request will serve the public interest as it will ensure no interruption of service, no inconvenience to customers, and no diminution in the availability of competitive local services. The transaction was transparent and did not result in a reduction or impairment of service to Tricom USA's customers. Broadband and its affiliates have the technical, financial and managerial capabilities to ensure the continuing provision of quality service to Tricom USA's customers.

The Parties acknowledge that grant of the requested STA will not prejudice any action the Commission may take on the Transfer of Control Applications and that, once granted, the STA may be revoked on the Commission's own notice, without hearing. Applicants further acknowledge that grant of an STA and the Transfer of Control Applications will not preclude enforcement action.

⁵ Applicants informed the Commission of these post-transfer of control ownership percentages in a consummation notice filed on May 7, 2010 via ECFS and IBFS. See Letter to Ms. Marlene Dortch, Secretary, from Michelle W. Cohen, dated May 7, 2010, WC Docket No. 10-16, IB Dockets: ITC-ASG-2009-1223-00543 and SCL-ASG-20091223-00040.

⁶ Contemporary Investments Ltd. ("Contemporary Investments"), a Bahamas company, holds 100 percent of the ownership interests of PTY Capital Partners. Alberto C. Motta, Jr. and Stanley A. Motta, citizens of Panama, each hold a 50 percent ownership interest in Contemporary Investments.

Should there be any questions in regard hereto, please communicate with the undersigned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michelle Cohen", with a long, sweeping horizontal line extending to the right.

Michelle Cohen

July 19, 2010

VIA FEDERAL EXPRESS

US Bank
ATTN: FCC Government
Lock Box 979097
SL-MO-CT-GL
1005 Convention Plaza
St. Louis, MO 63101

RE: Application for Tricom USA, Inc. for Section 214 Authority to Transfer Control of Blanket Domestic Authorization

Dear Sir/Madam:

On behalf of Tricom USA, Inc. ("Tricom USA"), and pursuant to Section 63.03 of the Commission's Rules, enclosed please find an original and six (6) copies of an application for Section 214 authority to transfer control of Tricom USA's blanket domestic authorization in connection with Tricom USA's recent reorganization under U.S. bankruptcy laws.

Also enclosed please find a completed Fee Remittance Form 159 containing a valid American Express credit card number and expiration date for payment, in the amount of \$1,015.00, to the Federal Communications Commission, in satisfaction of the filing fee for this application under line 1.b of Section 1.1105 of the Commission's Rules.

Please date-stamp the enclosed extra copy of this filing and return it in the envelope provided. Please direct any questions regarding this filing to the undersigned.

Respectfully submitted,



Michelle Cohen

STAMP & RETURN

US BANK/FCC JUL 2 0 2010

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE
FORM 159

Approved by OMB
3060-0589
Page No. 1 of 2

(1) LOCKBOX # 979091			
SECTION A - PAYER INFORMATION			
(2) PAYER NAME (if paying by credit card enter name exactly as it appears on the card) AMZAK Capital Management, LLC/Michael Kazma		(3) TOTAL AMOUNT PAID (U.S. Dollars and cents) \$1,015.00	
(4) STREET ADDRESS LINE NO 1 1 N Federal Highway			
(5) STREET ADDRESS LINE NO 2 Suite 400			
(6) CITY Boca Raton		(7) STATE FL	(8) ZIP CODE 33432
(9) DAYTIME TELEPHONE NUMBER (include area code) 561-953-4164		(10) COUNTRY CODE (if not in U.S.A.)	
FCC REGISTRATION NUMBER (FRN) REQUIRED			
(11) PAYER (FRN) 0019854124			
IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C) COMPLETE SECTION BELOW FOR EACH SERVICE. IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET			
(13) APPLICANT NAME Tricom USA, Inc.			
(14) STREET ADDRESS LINE NO 1 One Exchange Plaza			
(15) STREET ADDRESS LINE NO 2 Suite 311			
(16) CITY Jersey City		(17) STATE NJ	(18) ZIP CODE 07302
(19) DAYTIME TELEPHONE NUMBER (include area code) 805-476-4912		(20) COUNTRY CODE (if not in U.S.A.)	
FCC REGISTRATION NUMBER (FRN) REQUIRED			
(21) APPLICANT (FRN) 0005005236			
COMPLETE SECTION C FOR EACH SERVICE. IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET			
(23A) CALL SIGN/OTHER ID	(24A) PAYMENT TYPE CODE CUT	(25A) QUANTITY 1	
(26A) FEE DUE FOR (PTC) \$1,015.00	(27A) TOTAL FEE \$1,015.00		
(28A) FCC CODE 1		(29A) FCC CODE 2	
(23B) CALL SIGN/OTHER ID	(24B) PAYMENT TYPE CODE	(25B) QUANTITY	
(26B) FEE DUE FOR (PTC)	(27B) TOTAL FEE		
(28B) FCC CODE 1		(29B) FCC CODE 2	
SECTION D - CERTIFICATION			
CERTIFICATION STATEMENT I, <u>Michelle P. Pohl</u> , certify under penalty of perjury that the information and belief is true and correct.			

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of

TRICOM USA, INC.

**Application for Authority to Transfer
Control of Blanket Domestic Section 214
Authorization**

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WC Docket No. 10-_____

APPLICATION FOR STREAMLINED CONSENT TO TRANSFER CONTROL

Pursuant to Section 214 of the Communications Act of 1934, as amended (the "Act"),¹ and Section 63.04 of the Commission's Rules,² this Application seeks the consent of the Federal Communications Commission to the transfer of control of the Domestic Section 214 Authority of Tricom USA, Inc. ("Tricom USA") in connection with Tricom USA's recent reorganization under U.S. bankruptcy laws (the "Transaction").

The respective Transferor and Transferee identified below (the "Applicants") seek streamlined processing of this Application pursuant to Sections 63.03 of the Commission's Rules.³

In support of this Application, Applicants submit the following information:

I. DESCRIPTION OF THE APPLICANTS

Tricom USA ("Transferor") is a corporation organized under the laws of the state of Delaware. Tricom USA originates, transports and terminates internal long distance

¹ 47 U.S.C. § 214.

² 47 C.F.R. § 63.04(b).

³ 47 C.F.R. § 63.03.

traffic using switching stations located in New York and Florida, primarily to resellers and other carriers. Tricom USA also offers domestic U.S. and international long distance services to end user customers in New York, New Jersey and Florida.

AMZAK Capital Management, LLC ("AMZAK" or "Transferee") is a Nevada limited liability company. Its principal business is investments.

Name, Address and Telephone and Fax Numbers for Applicants:

Tricom USA, Inc.
One Exchange Place
Suite 311
Jersey City, NJ, 07302.
Tele: 809-476-4912
Fax: 809-412-2841

AMZAK Capital Management, LLC
1 North Federal Highway
Suite 400
Boca Raton, FL 33432
Tele: 561-953-4164
Fax: 561-338-7677

Contact Information for Applicants:

For Tricom USA, Inc.:

Bela Szabo
Vice President, International Business
Tricom USA, Inc.
One Exchange Place, Suite 311
Jersey City, NJ 07302
Tele: 809-476-4912
Fax: 809-412-2841

With a copy to:

Michelle Cohen
Thompson Hine LLP
1920 N Street, NW
Suite 800
Washington, DC 20036
Tele: 202-263-4151
Fax: 202-331-8330
Email: michelle.cohen@thompsonhine.com

For AMZAK Capital Management, LLC:

Legal Department, Attn: Beatriz Beltranena
AMZAK Capital Management, LLC
1 North Federal Highway
Suite 400
Boca Raton, FL 33432
Tele: 561-953-4164
Fax: 561-338-7677

With a copy to:

Beatriz Beltranena
c/o Tricom, S.A.
Avenida Lope de Vega 95
Santo Domingo
Dominican Republic
Tele: 809-476-4000
Fax: 809-476-6700
Email: bbeltranena@amzak.com

II. DESCRIPTION OF THE TRANSACTION

On April 7, 2010, the Applicants consummated transactions involving the assignment of Tricom USA's international and domestic Section 214 authorizations ("Section 214 Assignment Applications")⁴ pursuant to a plan of reorganization ("Plan of

⁴ See Applications for the Assignment of Domestic and International Section 214 Authorizations from Tricom USA, Inc. Debtor-in-Possession to Tricom USA, Inc. in WC Docket No.10-16, IB Dockets: ITC-ASG-20091223-00543 and SCL-ASG-20091223-00040. The Domestic Section 214 Assignment Application was granted on February 21, 2010. See *Notice of Domestic Section 214 Authorization Granted*, Public Notice, DA 10-294, 25 FCC Rcd 1800 (2010). The International Section 214 Assignment Application was granted on January 29, 2010. See *International Authorizations Granted*, Public Notice, DA 10-232, 25 FCC Rcd 1279 (2010).

Simultaneously herewith, applicants are seeking the International Bureau's consent to the transfer of control of Tricom USA's International Section 214 authorizations, which are as follows: ITC-214-19930101-00257 (Old File No. ITC-93-246); ITC-214-19960925-00468 (Old File No. ITC-96-532); ITC-214-19970421-00220 (Old File No. ITC-97-221); ITC-214-19980430-00286 (Old File No. ITC-98-342, ITC-98-342A); ITC-214-19990325-00153; ITC-MOD-19970618-00335 (Old File No. ITC-96-532-M).

Reorganization")⁵ under U.S. bankruptcy laws and in accordance with the Commission's consent.

The exact indirect ownership of the reorganized Tricom USA could not be determined prior to the reissuance of stock pursuant to the Plan of Reorganization. Accordingly, in the Section 214 Assignment Applications, the parties provided estimates of the equity ownership percentages that would be held by each ten (10) percent or greater interest holder in Hispaniola Telecom Holdings, Ltd. ("Holding Company"), the holding company holding at least 97 percent of the ownership interests of reorganized Tricom, S.A. ("Tricom, S.A."), the direct parent company of Tricom USA. As reported in the Section 214 Assignment Applications, the parties reasonably believed that, post-consummation, AMZAK would hold a direct ownership interest in Holding Company in excess of 18.5 percent but less than 50 percent, and that two other investors, Ellis Portafolio, S.A. ("Ellis") and MAP Private Trust Company ("MAP"), would hold 10.7 percent and 13.4 percent ownership interests in Holding Company, respectively.⁶

During the time period following the Section 214 Assignment Applications and prior to the date of consummation, April 7, 2010, AMZAK acquired further unsecured claims for borrowed money against Tricom, S.A. and its subsidiaries. As a result, as of

⁵ Prior to the consummation of the Plan of Reorganization, all authorizations held by Tricom USA (referred to in the Section 214 Assignment Applications as "New Tricom USA") were previously held by Tricom USA, Inc. Debtor-in-Possession. Tricom USA, Inc. Debtor-in-Possession previously notified the Commission of the *pro forma* assignment of the Section 214 authorizations identified herein from Tricom USA, Inc. (referred to in the Section 214 Assignment Applications as "Old Tricom USA") to Tricom USA, Inc. Debtor-in-Possession. See Letter from Cheryl A. Tritt, counsel to Tricom USA, Inc. Debtor-in-Possession, to Marlene Dortch, Secretary, Federal Communications Commission (filed March 27, 2008); Notification of the *Pro Forma* Assignment of International Section 214 Authorizations from Tricom USA, Inc. to Tricom USA, Inc. as Debtor-in-Possession, File No. ITC-ASG-20080327-00158 (filed Mar. 27, 2008).

On April 7, 2010, control of Tricom USA's Section 214 authorizations technically passed from Tricom USA, Inc. Debtor-in-Possession to AMZAK. For purposes of this Application, "Tricom USA" refers to both "Old Tricom USA" and "New Tricom USA."

⁶ See Domestic Section 214 Assignment Application at 5-6.

the date of consummation, AMZAK, held a 57.2 percent ownership interest in Holding Company. Ellis and MAP respectively held 12.5 percent and 19.0 percent ownership interests in Holding Company.⁷

Further, the following transactions occurred. On or about April 7, 2010, AMZAK transferred its interest in Holding Company to its wholly-owned subsidiary Broadband Investments Limited ("Broadband"), a Barbados limited liability company. On April 15, 2010, Ellis and MAP transferred their ownership interests in Holding Company to Broadband. On or about June 7, 2010, Broadband transferred a portion of its ownership interest in Holding Company to PTY Capital Partners Ltd. ("PTY Capital Partners"), a British Virgin Islands company. As a result of these transactions, Broadband now holds a 55.9 percent ownership interest in Holding Company and PTY Capital Partners now holds a 20.5 percent ownership interest in Holding Company.⁸

Based on the transfer of majority control to AMZAK, the Applicants hereby file this Application to secure the Commission's approval of the transfer of control of Tricom USA's Domestic Section 214 Authority. The Applicants have filed simultaneously herewith a request for special temporary authority ("STA") to allow Tricom USA to continue to operate during the Commission's consideration of the Application.

III. PUBLIC INTEREST

Applicants submit that the Transaction described herein serves the public interest.

AMZAK's acquisition of a majority stake in Tricom USA occurred in conjunction with

⁷ An ownership chart for Tricom USA, post-transfer of control, is attached hereto as Exhibit A. Applicants informed the Commission of these post-transfer of control ownership percentages in a consummation notice filed on May 7, 2010 via ECFS and IBFS. See Letter to Ms. Marlene Dortch, Secretary, from Michelle W. Cohen, dated May 7, 2010, WC Docket No. 10-16, IB Dockets: ITC-ASG-2009-1223-00543 and SCL-ASG-20091223-00040.

⁸ Contemporary Investments Ltd. ("Contemporary Investments"), a Bahamas company, holds 100 percent of the ownership interests of PTY Capital Partners. Alberto C. Motta, Jr. and Stanley A. Motta, citizens of Panama, each hold a 50 percent ownership interest in Contemporary Investments. An ownership chart for Tricom USA, post-*pro forma* transfer of control, is attached hereto as Exhibit B.

Tricom USA's successful emergence from bankruptcy. Tricom USA now has greater resources and flexibility to implement its business plans and to provide quality telecommunications services to its customers. Further, the Transaction was conducted in a manner virtually transparent to Tricom USA's customers, who have not and will not be required to change service providers. The Transaction will make Tricom USA a stronger competitor, which will benefit consumers and promote the development and deployment of high-quality, competitive telecommunications services.

Accordingly, Applicants respectfully request that the Commission process, consider and approve this Application as expeditiously as possible.

IV. DESCRIPTION OF ALL ENTITIES HOLDING A TEN PERCENT OR GREATER EQUITY INTEREST IN TRICOM USA UPON CONSUMMATION OF THE TRANSACTION

The entities holding a direct or indirect 10 percent or greater equity interest in Tricom USA as of consummation of the Transaction are listed below. As noted above, an ownership chart for Tricom USA, post-transfer of control, is set forth in Exhibit A.

Direct Ownership:

Name:	Tricom, S.A.
Address:	Avenida Lope de Vega No. 95 Santo Domingo, Dominican Republic
Citizenship:	Dominican Republic
Principal Business:	Telecommunications
Ownership:	Tricom S.A. directly holds 100 percent of the ownership interests of Tricom USA.

Indirect Ownership:

Name:	Hispaniola Telecom Holdings, Ltd. ("Holding Company")
Address:	P.O. Box SS-19084 Ocean Centre, Montagu Foreshore East Bay Street, Nassau, New Providence, Bahamas
Citizenship:	The Commonwealth of the Bahamas
Principal Business:	Holding company

Ownership: Holding Company holds at least 97 percent of the ownership interests in Tricom, S.A.

Name: Ellis Portafolio, S.A. ("Ellis")
Address: 1401 Brickell Ave., Suite 930
Miami, FL 33131

Citizenship: British Virgin Islands
Principal Business: Investment bank
Ownership: Ellis held approximately 12.5 percent of the ownership interests of Holding Company following the April 7, 2010 restructuring out of bankruptcy.⁹

Name: MAP Private Trust Company
Address: c/o CIBC Bank & Trust Company (Cayman) Limited
P.O. Box 694GT
CIBC Financial Centre, 11 Dr. Roy's Dr.
George Town, Grand Cayman
KY1-1107 Cayman Islands

Citizenship: Cayman Islands
Principal Business: Trust
Ownership: Following the April 7, 2010 restructuring out of bankruptcy, MAP Private Trust Company, believed to be a trust established for the benefit of Mr. Pellerano and certain members of his family (all of whom are Dominican Republic citizens), indirectly held through various companies (including Ellis), an approximate 19.0 percent of the ownership interests of Holding Company.¹⁰

Name: AMZAK Capital Management, LLC ("AMZAK"), and its subsidiary, Broadband Investments Limited ("Broadband")
Address: I North Federal Highway
Suite 400
Boca Raton, FL 33432

Citizenship: United States (AMZAK) / Barbados (Broadband)
Principal Business: Investment company
Ownership: AMZAK held approximately 57.2 percent of the ownership interests of Holding Company following the April 7, 2010 restructuring out of bankruptcy.¹¹

⁹ As explained above, on April 15, 2010, Ellis transferred its ownership interests in Holding Company to Broadband Investments Limited.

¹⁰ As explained above, on April 15, 2010, MAP transferred its ownership interests in Holding Company to Broadband Investments Limited.

¹¹ As explained above, on or about April 7, 2010, AMZAK transferred its interest in Holding Company to its wholly-owned subsidiary Broadband. On or about June 7, 2010, Broadband transferred a portion of its ownership interest in Holding Company to PTY Capital Partners Ltd ("PTY Capital Partners Ltd"). Broadband now holds a 55.9 percent ownership interest in Holding Company, and PTY Capital Partners now holds a 20.5 percent ownership interest in Holding Company. PTY Capital Partners' address is Urbanización Costa del Este, Business Park, Torre Este, Piso 6, Ciudad de Panamá. Its principal

Name: The Kazma Family (Gerald Joseph Kazma, Michael David Kazma, and Leigh Anne Kazma)¹²
Address: 1 North Federal Highway
Suite 400
Boca Raton, FL 33432
Citizenship: Canada
Principal Business: Individuals
Ownership: The immediate members of the Kazma Family, through various holding companies, collectively hold 100 percent of the ownership interests of AMZAK.

As of consummation of the Transaction, no other entity or individual held a 10 percent or greater direct or indirect interest in Tricom USA.

V. REQUEST FOR STREAMLINED PROCESSING

This Application satisfies the requirements for streamlined processing pursuant to Section 63.03(b)(2) of the Commission's Rules.¹³ Specifically, Tricom USA (and any affiliates) have a market share in the interstate, interexchange market of less than 10 percent and provide competitive telephone exchange services or exchange access services (if at all) exclusively in geographic areas served by a dominant local exchange carrier that is not a party to this Transaction. Further, none of the parties to this Application (or their affiliates) are dominant with respect to any domestic telecommunications service.

VI. ADDITIONAL STATEMENTS, CERTIFICATIONS AND RELATED FILINGS

In addition to the instant Application, the Applicants are filing the following applications and/or requests to effectuate the Transaction: (1) an application to transfer

business is investments. Contemporary Investments Ltd. ("Contemporary Investments"), a Bahamas company, holds 100 percent of the ownership interests of PTY Capital Partners. Its address is Urbanización Costa del Este, Business Park, Torre Este, Piso 6, Ciudad de Panamá. Its principal business is investments. Alberto C. Motta, Jr. and Stanley A. Motta, citizens of Panama, each hold a 50 percent ownership interest in Contemporary Investments. The Mottas' address is Urbanización Costa del Este, Business Park, Torre Este, Piso 6, Ciudad de Panamá. They are individual investors. As noted above, an ownership chart for Tricom USA, post-*pro forma* transfer of control, is set forth in Exhibit B.

¹² Although each family member's interests are separate and independent, their interests are being aggregated here out of an abundance of caution.

¹³ 47 C.F.R. § 63.03(b)(2).


control of Tricom USA's international Section 214 authorizations to AMZAK, (2) an application to transfer control of Tricom USA's Submarine Cable Landing Licenses ("SCL Transfer of Control Application"); (3) international and SCL notifications of the *pro forma* transfer of control of Tricom USA to Broadband, and (4) STA requests for Tricom USA to continue to operate during the pendency of the instant Application, the International Section 214 Transfer of Control Application and the SCL Transfer of Control Application.

Other than the STA requests, the Applicants are not seeking any special considerations or waiver requests in conjunction with the Transaction.

By the attached certification, Tricom USA and AMZAK certify that no party to the Application is subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853(a).

VII. CONCLUSION

For the reasons stated above, Applicants respectfully submit that the public interest, convenience, and necessity would be furthered by a grant of this Application.

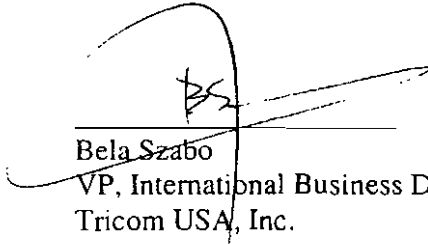
Respectfully submitted,

Michelle Cohen
Thompson Hine LLP
1920 N Street, NW
Suite 800
Washington, DC 20036
Tele: 202-263-4151
Fax: 202-331-8330
Email: michelle.cohen@thompsonhine.com

Counsel to Tricom USA, Inc.

July 19, 2010

CERTIFICATION

I, Bela Szabo, Vice President, International Business of Tricom USA, Inc., hereby certify that no party to this application is subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853(a).



Bela Szabo
VP, International Business Division
Tricom USA, Inc.



CERTIFICATION

I, Beatriz Beltranena, Legal Director and In-House Counsel of AMZAK Capital Management, LLC., hereby certify that no party to this application is subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853(a).

A handwritten signature in black ink, appearing to read "B. Beltranena", is written over a horizontal line. The signature is stylized with loops and a large flourish extending to the right.

Beatriz Beltranena
Legal Director and In-House Counsel
AMZAK Capital Management, LLC

EXHIBIT A

Tricom USA, Inc. Post-Transfer of Control

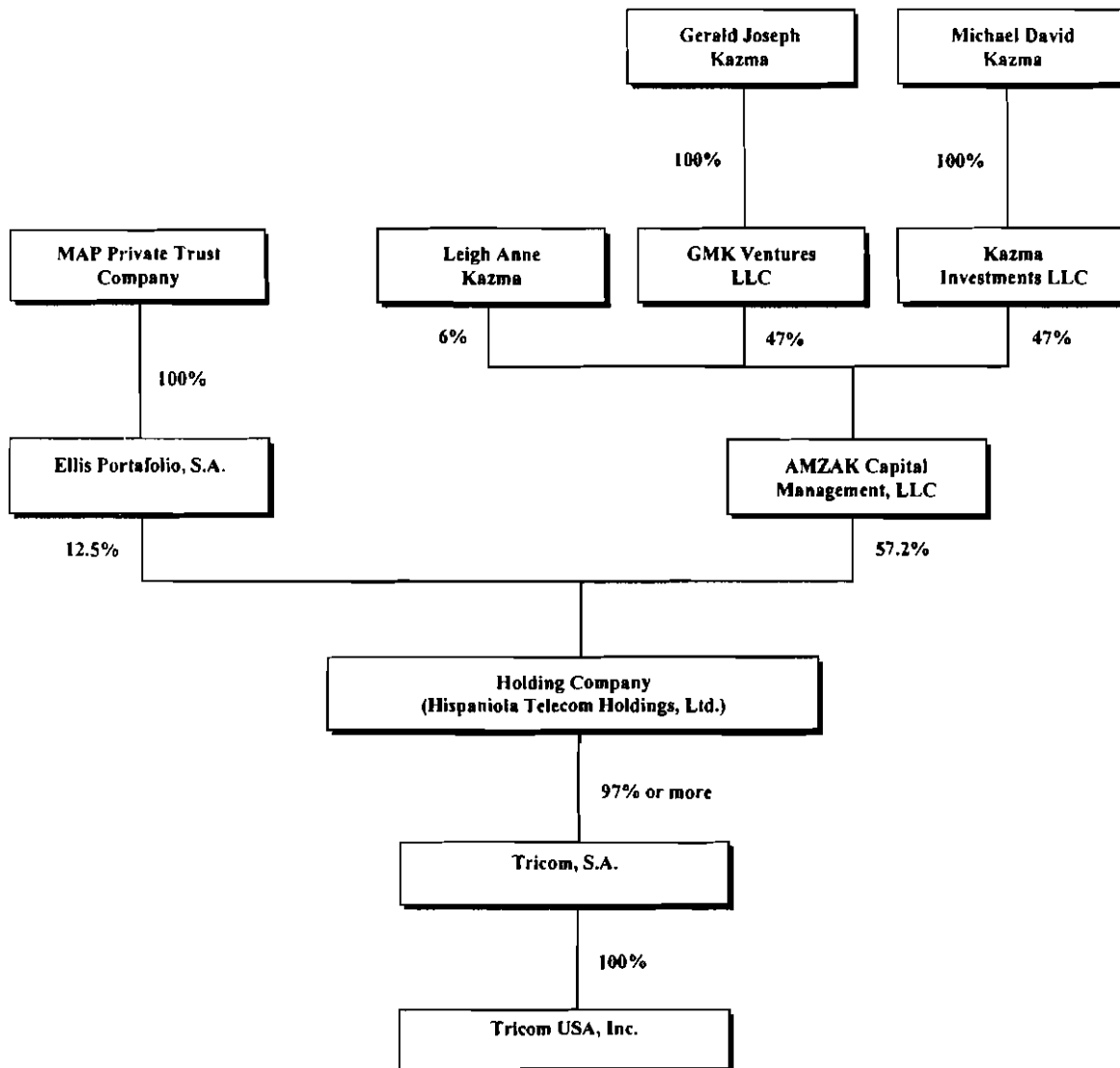


EXHIBIT B

Tricom USA, Inc. Post-Pro Forma Transfer of Control

